

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2006 Legislative Session

**Legislative Day No. 10
July 3, 2006**

HOWARD COUNTY TO WIT:

The Chairman called the session to order at 7:33 p.m.

Christopher Merdon, Chairman; Calvin Ball, Council Member; Charles Feaga, Council Member; Guy Guzzone, Council Member; and Ken Ulman, Council Member, were present.

Sheila Tolliver; Administrator to the County Council; Jennifer Sager, Legislative Coordinator; and Barbara Cook, County Solicitor, were also present.

APPROVE JOURNAL

The Chairman moved to adopt the journal for Legislative Day No. 9, June 5, 2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman to approve the journal was: Yea: Council Members Merdon, Ball, Feaga, Guzzone; Absent: Council Member Ulman.

The journal was approved.

SUSPEND RULES

Council Bill No. 63-2006 (ZRA-75 – Introduced by Christopher J. Merdon - Amending the Howard County Zoning Regulations to permit existing Housing for the Elderly and/or Handicapped Persons, which was approved by special exception, to convert to Age-restricted Adult Housing conditional use dwelling units, under certain circumstances.

Council Resolution No.107-2006 – Introduced by Calvin Ball, Guy Guzzone, Christopher J. Merdon, Ken Ulman - Condemning hate bias incidents in Howard County, Maryland and encouraging inclusion, understanding, friendship, and kindness among Howard County citizens.

The Chairman moved to suspend the rules to allow the introduction of Council Bill No. 63-2006 and Council Resolution No.107-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the motion was: Yea: Council Members Merdon, Ball, Feaga, Guzzone; Absent: Council Member Ulman.

The motion to suspend the rules passed.

Council Resolution No. 103-2006 – Introduced by the Chairman at the request of the County Executive - Authorizing and directing the Howard County Office of Law to institute condemnation proceedings in the Circuit Court of Howard County, Maryland for the acquisition of a portion of Parcel 340, Block 3, Tax Map 34 containing 0.182 acres, which is necessary for the construction of a traffic roundabout as part of Capital Project No. J-4184, Triadelphia Mill Road/Highland Intersect

Council Bill No. 62-2006 – Introduced by the Chairman at the request of the County Executive at the request of the Board of Elections - Removing a provision in the Howard County Code that prohibits paying individuals to secure signatures on a petition to bring a law to referendum

The Chairman moved to withdraw before introduction Council Resolution No. 103-2006 and Council Bill No. 62-2006 at the request of the Administration. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the motion was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

The motion for withdrawal passed.

INTRODUCTION OF LEGISLATION

The following legislation is introduced by the Chairman at the request of the County Executive unless otherwise noted:

Council Resolution No. 95-2006 –Confirming the appointment of Carol A. Beatty to the Howard County Local Children’s Board.

A RESOLUTION confirming the appointment of Carol A. Beatty to the Howard County Local Children’s Board.

Council Resolution No. 96-2006 – Confirming the appointment of Janice L. Biennas to the Howard County Local Children’s Board.

A RESOLUTION confirming the appointment of Janice L. Biennas to the Howard County Local Children’s Board.

Council Resolution No. 97-2006 – Confirming the appointment of Susanne Gibbons to the Commission on Aging.

A RESOLUTION confirming the appointment of Susanne Gibbons to the Commission on Aging.

Council Resolution No 98-2006 – Confirming the appointment of Sonya Sloan-Howard to the Howard County Local Children’s Board.

A RESOLUTION confirming the appointment of Sonya Sloan-Howard to the Howard County Local Children’s Board.

Council Resolution No. 99-2006 – Confirming the appointment of Troy S. Weaver to the Howard County Local Children’s Board.

A RESOLUTION confirming the appointment of Troy S. Weaver to the Howard County Local Children’s Board.

Council Resolution No. 100-2006 – Confirming the reappointment of Patrick J. Clancy to the Board of Library Trustees.

A RESOLUTION confirming the reappointment of Patrick J. Clancy to the Board of Library Trustees.

Council Resolution No. 101-2006 - Confirming the reappointment of Charles H. McLaughlin to the Board of Library Trustees.

A RESOLUTION confirming the reappointment of Charles H. McLaughlin to the Board of Library Trustees.

Financial

Supplementary Budget & Appropriation Ordinance No.1-Fiscal Year 2007 – Transferring \$340,000 from the Grant Fund Contingency to the Circuit Court for a grant to acquire digital recording technology.

AN ACT transferring \$340,000 from the Grant Fund Contingency to the Circuit Court for a grant to acquire digital recording technology.

Council Bill No. 50-2006 - Supplementing Council Bill No. 35-2006 to allow proceeds of the County's Consolidated Public Improvement Commercial Paper Bond Anticipation Notes, Series D, to be used to finance certain capital projects and project costs described in Council Bills Nos. 28-2006, 29-2006, 30-2006, 31-2006 and 32-2006; and supplementing Council Bill No. 34-2006 to allow proceeds of the County's Consolidated Public Improvement Bonds and/or Metropolitan District Bonds authorized thereby to be used to refinance such capital projects and project costs

AN ORDINANCE supplementing Council Bill No. 35-2006 to allow proceeds of the County's Consolidated Public Improvement Commercial Paper Bond Anticipation Notes, Series D, to be used to finance certain capital projects and project costs described in Council Bills Nos. 28-2006, 29-2006, 30-2006, 31-2006 and 32-2006; and supplementing Council Bill No. 34-2006 to

allow proceeds of the County's Consolidated Public Improvement Bonds and/or Metropolitan District Bonds authorized thereby to be used to refinance such capital projects and project costs; and providing for and determining various matters in connection therewith.

General

Council Bill No. 51-2006 – Introduced by Christopher J. Merdon - Establishing a tax credit for certain conservation land under certain conditions; establishing the terms, conditions, and duration of the credit; providing for an application procedure and administration of the credit

AN ACT establishing a tax credit for certain conservation land under certain conditions; establishing the terms, conditions, and duration of the credit; providing for an application procedure and administration of the credit; and generally relating to property tax credits for conservation land.

Council Bill No. 52-2006 – Introduced by Charles C. Feaga - Amending the 2000 Howard County General Plan by extending the Planned Service Area Boundary for Public Water and Sewer westward to include approximately 3.08 acres of land adjoining the Fulton Station Center; and authorizing the amended changes to be attached to the 2000 County General Plan

AN ACT amending the 2000 Howard County General Plan by extending the Planned Service Area Boundary for Public Water and Sewer westward to include approximately 3.08 acres of land adjoining the Fulton Station Center; and authorizing the amended changes to be attached to the 2000 County General Plan.

Council Bill No. 53-2006 – Introduced by Charles C. Feaga - Amending the Howard County Code's Agricultural Land Preservation Requirements to allow Howard County Land Preservation Easements to increase the standard 1-acre maximum lot size, under certain circumstances

AN ACT amending the Howard County Code's Agricultural Land Preservation Requirements to allow Howard County Land Preservation Easements to increase the standard 1-acre maximum lot size, under certain circumstances.

Council Bill No. 54-2006 (ZRA-73) – Introduced by Charles C. Feaga - Amending the Howard County Zoning Regulations to allow certain Maryland Agricultural Land Preservation Foundation parcels to increase their maximum lot size and to revise the Bulk Requirements for Howard County Land Preservation Easements to allow an increase in the standard 1 acre maximum lot size, under certain circumstances

Council Bill No. 55-2006 (ZRA-74) – Introduced by the Chairman at the request of Marsha S. McLaughlin, Director - Amending the Howard County Zoning Regulations to permit the transfer of a portion of a recorded preservation parcel to another adjoining parcel that is also entirely protected by an agricultural, environmental or historical preservation easement

AN ACT amending the Howard County Zoning Regulations to permit the transfer of a portion of a recorded preservation parcel to another adjoining parcel that is also entirely protected by an agricultural, environmental or historical preservation easement.

Council Bill No. 56-2006 – Introduced by Calvin Ball, Guy Guzzone, and Ken Ulman - Amending the Howard County Code to permit the Zoning Board to use mediation as a tool during its land use deliberation process

AN ACT amending the Howard County Code to permit the Zoning Board to use mediation as a tool during its land use deliberation process.

Council Bill No. 57-2006 – Introduced by Calvin Ball, Guy Guzzone, and Ken Ulman - Amending the Howard County Code to include additional requirements for County mandated pre-submission community meetings

AN ACT amending the Howard County Code to include additional requirements for County mandated pre-submission community meetings.

Council Bill No. 58-2006 – Introduced by Calvin Ball, Guy Guzzone, and Ken Ulman:- Amending the Howard County Code to require petitioners to submit supporting materials for Planning Board meetings or hearings two weeks prior to the meeting date; and requiring the Department of Planning and Zoning to submit its Technical Staff Reports at least two weeks prior to a public hearing or meeting, under certain circumstances

AN ACT amending the Howard County Code to require petitioners to submit supporting materials for Planning Board meetings or hearings two weeks prior to the meeting date; and requiring the Department of Planning and Zoning to submit its Technical Staff Reports at least two weeks prior to a public hearing or meeting, under certain circumstances.

Council Bill No. 59-2006 – Introduced by Calvin Ball, Guy Guzzone, and Ken Ulman - Amending the Howard County Code to add additional posting requirements for land use cases

AN ACT amending the Howard County Code to add additional posting requirements for land use cases.

Council Bill No. 60-2006 (ZRA-66) – Introduced by The Chairman at the request of Marsha S. McLaughlin, Director - Amending the Howard County Zoning Regulation's definition of Moderate Income Housing Unit to base the eligibility on median income in Howard County

AN ACT amending the Howard County Zoning Regulation's definition of Moderate Income Housing Unit to base the eligibility on median income in Howard County.

Council Bill No. 61-2006 – Making technical corrections to the Howard County Code; correcting certain cross-referencing errors in the Howard County Code; providing that this Act is not intended to affect any law other than to correct technical errors

AN ACT making technical corrections to the Howard County Code; correcting certain cross referencing errors in the Howard County Code; providing that this Act is not intended to affect any law other than to correct technical errors; and generally relating to the Howard County Code.

Council Bill No. 63-2006 (ZRA-75 – Introduced by Christopher J. Merdon - amending the Howard County Zoning Regulations to permit existing Housing for the Elderly and/or Handicapped Persons, which was approved by special exception, to convert to Age-restricted Adult Housing conditional use dwelling units, under certain circumstances.

AN ACT amending the Howard County Zoning Regulations to permit existing Housing for the Elderly and/or Handicapped Persons, which was approved by special exception, to convert to Age-restricted Adult Housing conditional use dwelling units, under certain circumstances.

Council Resolution No. 102-2006 – Introduced by Christopher J. Merdon, Chairman - Establishing a Surplus School Use Committee to study the disposition of the former Gateway School site; providing for a certain public meeting; providing for the Committee's membership, duties, and lifespan; setting certain deadlines

A RESOLUTION establishing a Surplus School Use Committee to study the disposition of the former Gateway School site; providing for a certain public meeting; providing for the Committee's membership, duties, and lifespan; setting certain deadlines; and generally relating to a Surplus School Use Committee.

Council Resolution No. 106 – 2006 – Introduced by The Chairman - Calling the County Council of Howard County, Maryland into legislative session on July 31, 2006

A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on July 31, 2006

Council Resolution No. 104-2006 - Authorizing and directing the Howard County Office of Law to institute condemnation proceedings in the Circuit Court of Howard County, Maryland for the acquisition of a portion of Parcel 414, Block 3, Tax Map 34 containing 0.237 acres, which is necessary for the construction of a traffic roundabout as part of Capital Project No. J-4184, Triadelphia Mill Road/Highland Intersect

A RESOLUTION authorizing and directing the Howard County Office of Law to institute condemnation proceedings in the Circuit Court of Howard County, Maryland for the acquisition of a portion of Parcel 414, Block 3, Tax Map 34 containing 0.237 acres, which is necessary for the construction of a traffic roundabout as part of Capital Project No. J-4184, Triadelphia Mill Road/Highland Intersect.

Council Resolution No. 105-2006 – Authorizing the County Executive to grant an easement on property owned by the County at the Mayfield Repair Center to Baltimore Gas and Electric Company, its successors and assigns, for the construction, installation, reconstruction, relocation, operation and maintenance of electrical equipment; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to grant the easement if he finds that it may have a further public use and submits his finding to the County Council for its consideration

A RESOLUTION authorizing the County Executive to grant an easement on property owned by the County at the Mayfield Repair Center to Baltimore Gas and Electric Company, its successors and assigns, for the construction, installation, reconstruction, relocation, operation and maintenance of electrical equipment; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to grant the easement if he finds that it may have a further public use and submits his finding to the County Council for its consideration.

Council Resolution No.107-2006 – Introduced by Calvin Ball, Guy Guzzone, Christopher J. Merdon, Ken Ulman - Condemning hate bias incidents in Howard County, Maryland and encouraging inclusion, understanding, friendship, and kindness among Howard County citizens.

A RESOLUTION condemning hate bias incidents in Howard County, Maryland and encouraging inclusion, understanding, friendship, and kindness among Howard County citizens.

FINAL CONSIDERATION

The Chairman moved to adopt the following legislation:

Consent

Council Resolution No. 75-2006 – Confirming the appointment of Alisa K. Chernak to the Board of Social Services

Council Resolution No. 76-2006 – Confirming the appointment of Patrick J. Clancy to the

Housing Commission.

Council Resolution No. 77-2006 – Confirming the appointment of Pamela K. Grady to the Howard County Local Children's Board

Council Resolution No. 79-2006 –Confirming the appointment of Norris P. West to the Board of Social Services

Council Resolution No. 81-2006 – Confirming the reappointment of Henry P. Brehm to the Commission on Aging

Council Resolution No. 83-2006 – Confirming the reappointment of R. Timothy Dowd, Jr. to the Soil Conservation District

Council Resolution No. 84-2006 – Confirming the reappointment of Robert N. Stokes to the Adult Public Guardianship Review Board

Council Resolution No. 88-2006 – Amending Volume I (Storm Drainage) of the Design Manual; clarifying storm drainage fee requirements; clarifying requirements for drainage area maps, subdivision plats, and checklists; making certain technical corrections in the computation of runoff; making certain modifications to hydraulic requirements; adding certain requirements for culverts, arches and bridges; clarifying swale criteria in residential subdivisions; removing certain obsolete tables; amending certain requirements for stormwater management; clarifying when certain credits apply; clarifying stormwater management requirements for certain cluster developments; adding new criteria for different types of facilities; modifying certain requirements relating to floodplain management, erosion and sediment control; eliminating certain appendices; making certain technical corrections

Council Resolution No. 92-2006 – Authorizing the filing of applications with the Federal Transit Administration for federal transportation assistance authorized by 49 U.S.C. chapter 53, Title 23 of the United States Code and other federal statutes administered by the Federal Transit Administration

Council Resolution No. 94-2006 - Approving the application for financing for a Community Legacy Project in Howard County, Maryland to be financed either directly by the Maryland Department of Housing and Community Development or through other departments or agencies of the State of Maryland

Council Resolution No. 106 – 2006 – Introduced by The Chairman - Calling the County Council

of Howard County, Maryland into legislative session on July 31, 2006

His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the consent legislation was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolutions No. 75-2006, No. 76-2006, No. 77-2006, No. 79-2006, No. 81-2006, No. 83-2006, No. 84-2006, No. 88-2006, No. 92-2006, No. 94-2006 and No. 106-2006 passed.

Appointments

Council Resolution No. 78, 2006 – Confirming the appointment of Noor Oweis to the Human Rights Commission

Council Resolution No. 80-2006 – Confirming the appointment of Tracey L. Williams to the Board of Social Services

The Chairman moved to table Council Resolution No. 78-2006 and Council Resolution No. 80-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the motion was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

The motion to table Council Resolution No. 78-2006 and Council Resolution No. 80-2006 passed.

General

Council Bill No. 49-2006 – Amending the penalties for violations of public utilities requirements in the Howard County Code; clarifying that penalties may be imposed for violations of the subtitle not just for violations of certain sections; adding that each day that a violation continues is a separate offense; adding that Howard County can proceed with certain injunctive relief to be consistent with other penalty provisions in the Howard County Code; making certain technical corrections

The Chairman moved to adopt Council Bill No. 49-2006. His motion was seconded by Mr. Guzzone.

The Chairman moved to adopt Amendment No. 1 to Council Bill No. 49-2006 as follows:

On page 1, in line 18, strike “county” and substitute “COUNTY”.

His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the amendment was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Amendment No. 1 to Council Bill No. 49-2006 passed.

The roll call vote called by the Chairman on the bill as amended was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Bill No. 49-2006 passed as amended.

Council Bill No. 46-2006 (ZRA-71) – Introduced by the Chairman at the request of BS Land Acquisition, LLC. - Amending the Howard County Zoning Regulations to create a new definition for “Multiplex Dwelling” and create a new subcategory for Age-restricted Multiplex Adult Housing

The Chairman moved to adopt Council Bill No. 46-2006. His motion was seconded by Mr. Guzzone.

The Chairman moved to adopt Amendment No. 1 to Council Bill No. 46-2006 as follows:

On page 6, in line 5, after “6.” insert “FOR DEVELOPMENTS WITH MORE THAN FIVE MULTI-PLEX DWELLING UNIT BUILDINGS,”.

His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the amendment was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Amendment No. 1 to Council Bill No. 46-2006 passed.

The roll call vote called by the Chairman on the bill as amended was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Bill No. 46-2006 passed as amended.

Council Bill No. 47-2006 (ZRA-70) – Introduced by the Chairman at the request of Woodlands, LLC. - Amending the Howard County Zoning Regulations to delete the commercial setback provision and reduce the open space setback provision in the POR (Planned Office Research) Zoning District

The Chairman moved to table Council Bill No. 47-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the motion to table was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Bill No. 47-2006 was tabled.

Council Bill No. 48-2006 (ZRA-69) - Introduced by the Chairman at the request of Revellopment, Inc. - Amending the Howard County Zoning Regulations to add a new provision to create additional moderate income housing units in the PSC (Planned Senior Community) Zoning District

The Chairman moved to adopt Council Bill No. 48-2006. His motion was seconded by Mr. Guzzone.

The Chairman moved to adopt Amendment No. 1 to Council Bill No. 48-2006 as follows:

(This amendment makes technical corrections and substitutes the modified language recommended by the Planning Board with regard to certain developments in the Planned Senior Community District that provide additional moderate income housing units.)

On page 1, strike lines 2 through 6, inclusive and in their entirety and substitute:

“Section 1. **Be It Enacted** by the County Council of Howard County, Maryland that paragraph 8 of Subsection B “Requirements for Planned Senior Community”; paragraphs 1, 2, and 4 of Subsection E “Bulk Regulations”; and paragraphs 4 and 9 of Subsection G “Standards for Approval of a Petition” all of Section 127.1 “PSC (Planned Senior Community) District” of the Howard County Zoning Regulations are hereby amended to read as follows:”

On page 1, strike lines 26 ~~and~~ THROUGH 30, inclusive and in their entirety, and substitute:

“A. DEVELOPMENTS PROVIDING 10 PERCENT OF THE DWELLING UNITS AS MODERATE INCOME HOUSING UNITS.....8 DWELLING UNITS PER NET ACRE

B. DEVELOPMENTS PROVIDING AN ADDITIONAL 33 PERCENT OF ALL UNITS OVER 8 DWELLING UNITS PER NET ACRE AS MODERATE INCOME HOUSING UNITS12 DWELLING UNITS PER NET ACRE”

On page 2, strike lines 1 and 2, inclusive and in their entirety.

His motion was seconded by Mr. Guzzone.

The Chairman moved to adopt Amendment No.1 to Amendment No.1 to Council Bill No. 48-2006 as follows:

On page 1 of Amendment No.1, in line 8, strike "and" and substitute "through".

His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the amendment to the amendment was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Amendment No.1 to Amendment No.1 to Council Bill No. 48-2006 passed.

The roll call vote called by the Chairman on Amendment No. 1 as amended was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Amendment No. 1 to Council Bill No. 48-2006 passed as amended.

The roll call vote called by the Chairman on the bill as amended was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Bill No. 48-2006 passed as amended.

Council Resolution No. 85-2006 – Introduced by Ken Ulman - Providing that the Howard County Council requests the Maryland Public Service Commission to declare that there is not sufficient competition within Howard County for customer choice of electric companies

The Chairman moved to adopt Council Resolution No. 85-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the resolution was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolution No. 85-2006 passed.

Council Resolution No. 86-2006 – Introduced by Christopher J. Merdon, Councilman - Supporting the Department of Recreation and Parks seeking FY 2006 Preserve America Historic Preservation grant funds to assist in preserving and promoting America's heritage and cultural assets

The Chairman moved to adopt Council Resolution No. 86-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the resolution was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolution No. 86-2006 passed.

Council Resolution No. 87-2006 – Introduced by Christopher J. Merdon - Providing that the Howard County Council urges that any new library building that replaces the Miller Branch retain the name Miller Branch

The Chairman moved to adopt Council Resolution No. 87-2006. His motion was seconded by Mr. Guzzone.

The Chairman moved to adopt Amendment No. 1 to Council Resolution No. 87-2006 as follows:

On the Title page, strike the Title and substitute: “A RESOLUTION providing that the Howard County Council urges that any new library building that replaces the Charles E. Miller Branch Library include “Charles E. Miller” in its name.

His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the amendment was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Amendment No. 1 to Council Resolution No. 87-2006 passed.

The roll call vote called by the Chairman on the resolution as amended was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolution No. 87-2006 passed as amended.

Council Resolution No. 89-2006 – Adopting the Housing Unit Allocation Chart for Fiscal Year 2007 pursuant to the Adequate Public Facilities Act of Howard County

The Chairman moved to adopt Council Resolution No. 89-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the resolution was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolution No. 89-2006 passed.

Council Resolution No. 90-2006 – Adopting the Open/Closed Chart, pursuant to the Adequate Public Facilities Act of Howard County, to designate the school regions and school districts that are open for residential development

The Chairman moved to adopt Council Resolution No. 90-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the resolution was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolution No. 90-2006 passed.

Council Resolution No. 91-2006 – Approving a public interest use for a telecommunications antenna and associated ground equipment on land owned by Truman and Lavinia Kelley; finding that the proposed use is in the public interest; authorizing an amendment to the deed of easement to release the land used for the proposed telecommunications antenna and accessory ground equipment for a public interest use; and providing that the release is contingent on a certain payment to the County

The Chairman moved to adopt Council Resolution No. 91-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the resolution was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolution No. 91-2006 passed.

Council Resolution No. 93-2006 – Introduced by the Chairman at the request of the County Executive/Co-sponsored by Calvin Ball, Councilmember - Declaring that certain real property owned by Howard County, Maryland consisting of a 100-unit townhouse and apartment complex and management office located at certain addresses between 7213 and 7333 Oakland Mills Road in Columbia, Maryland, collectively known as Guilford Gardens, is no longer needed for public purposes; authorizing the County Executive to convey the property to the Howard County Housing Commission for use as low and moderate income housing; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code

The Chairman moved to adopt Council Resolution No. 93-2006. His motion was seconded by Mr. Guzzone.

The roll call vote called by the Chairman on the resolution was: Yea: Council Members Merdon, Ball, Feaga, Guzzone and Ulman.

Council Resolution No. 93-2006 passed.

ADJOURNMENT

The Chairman adjourned the legislative session at 8:05 p.m.

TABLED LEGISLATION

Council Resolution No. 78, 2006 – Confirming the appointment of Noor Oweis to the Human Rights Commission *(Tabled 07/03/06)*

Council Resolution No. 80-2006 – Confirming the appointment of Tracey L. Williams to the Board of Social Services *(Tabled 07/03/06)*

Council Bill No. 47-2006 (ZRA-70) – Introduced by the Chairman at the request of Woodlands, LLC. - Amending the Howard County Zoning Regulations to delete the commercial setback provision and reduce the open space setback provision in the POR (Planned Office Research) Zoning District *(Tabled 07/03/06)*
